I hereby certify that this color pondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope address of Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

| January 6, 2005 | Yuko Tanaka | January 6, 2005 | Yuko Tanaka | January 6, 2005 | January 6,

Attorney's Docket No. 42P14583D

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In Re Patent Application of:  | )                            |
|---|------------------------------|
| Liu et al.  | ) Examiner: Not Yet Assigned |
| Application No. 10/822,302  | ) Art Unit: 2874             |
| Filed: April 9, 2004  | )                            |
| For: WAVEGUIDE-BASED BRAGG GRATINGS WITH SPECTRAL SIDELOBE SUPPRESSION AND METHOD THEREOF | )<br>)<br>)<br>)             |

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir/Madam:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form. It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

| _X | 37 C.H | F.R. §1.97(b).  |  |  |  |  |
|----|--------|---|--|--|--|--|
|    |        | 37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is <u>one</u> of the following: |  |  |  |  |
|    | A sta  | tement pursuant to 37 C.F.R. §1.97(e) or  |  |  |  |  |
|    | A che  | eck for \$180.00 for the fee under 37 C.F.R. § 1.17(p).   |  |  |  |  |
|    |        | F.R. §1.97(d). If so, then enclosed with this Information osure Statement are the following:                        |  |  |  |  |
|    | (1)    | A certification pursuant to 37 C.F.R. §1.97(e);   |  |  |  |  |
|    | (2)    | A petition requesting consideration of the Information Disclosure Statement; and                                    |  |  |  |  |
|    | (3)    | A check for \$ for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement.         |  |  |  |  |

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKØLØFF, TAYLOR & ZAFMAN LLP

Dated: Jan. 6, 200)

Cory G. Claassen Reg. No. 50,296

12400 Wilshire Blvd. Seventh Floor Los Angeles, CA 90025-1026 (206) 292-8600

| <u> </u>                               |             |        |  | · - · · · · · · · · · · · · · · · · · · |                             | the second secon |  |
|--|-------------|--------|--|---|-----------------------------|--|--|
| Substitute for Form 1449/PTO           |             |        |  |   | Complete if Known           |  |  |
| ************************************** |             |        |  | Application Number                      | 10/822,302                  |  |  |
| STATEMENT BY APPLICANT                 |             |        |  |   | Filing Date                 | April 9, 2004  |  |
|  |             |        |  |   | First Named Inventor:       | Liu et al.   |  |
| JAN                                    | 13 2005 (2) | use as | many sheets as necessary)                | Art Unit                                | 2874                        |  |  |
|  |             |        |  | Examiner Name                           | Not Yet Assigned            |  |  |
| Sheek                                  | Sheet       |        | of                                       | 1                                       | Attorney Docket Number      | 42P14583D  |  |
| U.S. PATENT DOCUMENTS                  |             |        |  |   |                             |  |  |
| Examiner                               | Cite No.1   | 1      | 0,0,1,7,12,1                             | Publication                             | Name of Patentee or         | Pages, Columns, Lines,   |  |
| Initials*                              | Oile 110.   |        | Document Number                          | Date                                    | Applicant of Cited Document | Where Relevant   |  |
|  |             |        |  | MM-DD-YYYY                              |                             | Passages or Relevant   |  |
|  |             |        | Number-Kind Code <sup>2</sup> (If known) |   |                             | Figures Appear   |  |
|  | 1.          | US-    | 4,518,219                                | 05-21-1985                              | Leonberger et al.           |  |  |
|  | 2.          | US-    | 5,082,342                                | 01-21-1992                              | Wight et al.                |  |  |
|  | 3.          | US-    | 5,379,318                                | 01-03-1995                              | Weber                       |  |  |
|  | 4.          | US-    | 6,014,480                                | 01-11-2000                              | Baney                       |  |  |
|  | 5.          | US-    | 6,268,953 B1                             | 07-31-2001                              | Maloney                     |  |  |
|  | 6.          | US-    | 6,438,277 B1                             | 08-20-2002                              | Eggleton et al.             |  |  |
|  | 7.          | US-    | 2003/0013438 A1                          | 01-16-2003                              | Darby                       |  |  |
|  | 8.          | US-    | 6,600,864 B2                             | 07-29-2003                              | Samara-Rubio et al.         |  |  |
|  | 9.          | US-    | 6,628,450 B2                             | 09-30-2003                              | Samara-Rubio                |  |  |
|  | 10.         | US-    | 6,661,937 B2                             | 12-09-2003                              | Sobiski et al.              |  |  |
|  | 11.         | US-    | 6,748,138 B2                             | 06-08-2004                              | Wang et al.                 |  |  |
|  |             | US-    |  |   |                             |  |  |
|  |             | US-    |  |   |                             |  |  |
|  |             | US-    |  |   |                             |  |  |
|  |             | US-    |  |   |                             |  |  |

| Examiner Cite No.1 |  | Foreign Patent Document   | Publication                 | Name of Patentee or                   | Pages, Columns,               | T <sub>6</sub> |
|--------------------|--|---|-----------------------------|---------------------------------------|-------------------------------|----------------|
|                    |  | Date<br>MM-DD-YYYY  | Applicant of Cited Document | Lines, Where<br>Relevant Passages     |                               |                |
|                    |  | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) | WINI-DD-1111                |                                       | or Relevant Figures<br>Appear |                |
|                    |  |   | 1                           |                                       |                               |                |
|                    |  |   |                             | · · · · · · · · · · · · · · · · · · · |                               | -              |
|                    |  |   |                             |                                       |                               |                |

| Examiner  | Date Considered |  |
|-----------|-----------------|--|
| Signature |                 |  |

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>8</sup>Applicant is to place a check mark here if English language translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.